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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF ARIZONA**

C.M., on her own behalf and on behalf of her  
minor child, B.M.; L.G., on her own behalf and on  
behalf of her minor child, B.G.; M.R., on her own  
behalf and on behalf of her minor child, J.R.; O.A.,  
on her own behalf and on behalf of her minor  
child, L.A.; and V.C., on her own behalf and on  
behalf of her minor child, G.A.,

Plaintiffs,

v.

United States of America,

Defendant.

No. CV-19-05217-PHX-SRB

**JOINT STATUS REPORT  
REGARDING  
SETTLEMENT TALKS**

1 In accordance with the Court's case management order (ECF Nos. 144 & 271), the  
2 parties submit this Joint Status Report Regarding Settlement Talks between the parties.

### 3 **PLAINTIFFS' POSITION**

4 On December 16, 2021, without providing any explanation, Defendant informed  
5 counsel for Plaintiffs that it was unilaterally terminating global settlement  
6 discussions. On February 4, 2022, Defendant requested that the Court include a deadline  
7 for good faith settlement discussions in the Court's amended case management order. *See*  
8 ECF No. 132. On September 20, 2022, Plaintiffs sent Defendant a three-page letter  
9 indicating Plaintiffs' openness to discussing settlement and detailing the facts developed  
10 in discovery that support the key allegations in Plaintiffs' Complaint. Defendant  
11 responded with a two-sentence email stating that it was not in a position to make a  
12 settlement offer. Defendant has never engaged in settlement discussions specifically  
13 related to Plaintiffs. While Plaintiffs are prepared to move forward with this action and  
14 are confident in the strength of their case against Defendant, Plaintiffs remain willing to  
15 engage in good faith settlement discussions with Defendant at any time, provided such  
16 discussions do not delay the action.

### 17 **DEFENDANT'S POSITION**

18 The parties previously engaged in good faith settlement discussions between April  
19 and December, 2021. There remains no settlement to report. The United States disagrees  
20 with Plaintiffs that those discussions did not specifically relate to Plaintiffs. In any event,  
21 the United States remains open to further settlement discussions at a later date.

22 Respectfully submitted this 30<sup>th</sup> day of September, 2022.

23  
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